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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/636,783	08/11/2000	Hidefumi Yamashita	13783 (JP9-1999-0150 USI)	8476

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Scully Scott Murphy & Presser
400 Garden City Plaza
Garden City, NY 11530

EXAMINER

NGUYEN, HOAN C

ART UNIT	PAPER NUMBER
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2871

DATE MAILED: 09/08/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application N .		Applicant(s)	
	09/636,783		YAMASHITA ET AL.	
	Examiner		Art Unit	
HOAN C. NGUYEN		2871		

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1) ☒ Responsive to communication(s) filed on 11 July 2003.

2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.

3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4) ☒ Claim(s) 1,4,7,10 and 11 is/are pending in the application.

4a) Of the above claim(s) 2-3, 8, 9, 12-13 is/are withdrawn from consideration.

5) ☐ Claim(s) _____ is/are allowed.

6) ☒ Claim(s) 1,4,7,10 and 11 is/are rejected.

7) ☐ Claim(s) _____ is/are objected to.

8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9) ☐ The specification is objected to by the Examiner.

10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.

If approved, corrected drawings are required in reply to this Office action.

12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) ☐ All b) ☐ Some * c) ☐ None of:

1. ☐ Certified copies of the priority documents have been received.

2. ☐ Certified copies of the priority documents have been received in Application No. _____.

3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).

a) ☐ The translation of the foreign language provisional application has been received.

15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

1) <input type="checkbox"/> Notice of References Cited (PTO-892) 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____	4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s). _____ 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) 6) <input type="checkbox"/> Other: _____
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DETAILED ACTION

Response to Amendment

Applicant's arguments with respect to Amended claims 1, 4, 7, 10 and 11 have been considered but are moot in view of the new ground(s) of rejection. Therefore, this is Final action.

Applicants cancelled claims 2-3, 5-6, 8-9 and 12-14.

Applicants also mention that Colgan et al. (US5831710A) and the instant application have common assignee. However, Colgan et al. (US5831710A) has been published on November 5, 1998, which is more than one year since the instant application has been filed on August 11, 2000. Therefore, Colgan et al. (US5831710A) is still valid for the rejection under 103(a) to combine with another reference.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

1. Claims 7 is rejected under 35 U.S.C. 102(b) as being anticipated by Colgan et al. (US5831710A).

Colgan et al. teach (Figs. 2 and 6-7) a liquid crystal display device which has first and second substrates disposed with a predetermined gap, and seals a liquid crystal in the gap, comprising:

- a seal member (adhesive 52) provided at the gap between said first and second substrates (substrate 40 and cover 50), said seal member being disposed outside a display area to seal said liquid crystal 53;
- wall-like structure (barrier 25) comprising a plurality of parallel rows of staggered notched walls disposed outside said display area and inside said seal member, said wall-like structure being for preventing said seal member from flowing into said display area from exteriorly of said wall-like structure.

wherein

- said seal member flows out in a fluidized state when said second substrate is pressed into said first substrate while heating said first and second substrates, and said wall-like structure is capable of stopping said seal member from entering said display area, through said staggered notched walls 25 as shown in Figs. 2 and 7, said seal member being in a fluidized state, and permitting said liquid crystal to flow into outside the wall-like structure when said liquid crystal flows out from said display area. This is enhanced for technique of sealing the seal member and injecting the liquid crystal materials.
- wall-like structure prevents air traps from occurring when said liquid crystal to be sealed flows into said display area by forming the meniscus of the liquid crystal material.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

1. Claims 1 and 4 are rejected under 35 U.S.C. 103(a) as being unpatentable over Colgan et al. (US5831710A) from applicant's IDS in view of Haven (EP0113064A1) from applicant's IDS.

Colgan et al. teach (Figs. 2 and 6-7) a liquid crystal display device which has first and second substrates disposed with a predetermined gap, and seals a liquid crystal in the gap, comprising:

- a seal member (adhesive 52) provided at the gap between said first and second substrates (substrate 40 and cover 50), said seal member being disposed outside a display area to seal said liquid crystal 53;
- a wall-like structure (barrier 25) disposed outside the display area and inside the seal member, said wall-like structure being made of a different material from that of said seal member and formed in plural rows (col. 5, lines 18-23); said wall-like structure is composed of dashed rows such that the notches in one row of said plural wall-like structures are always offset relative to the notches in another row of said wall-like structures along the lengths of said wall-like structure so that said seal material does not flow directly into said display area from exteriorly of said wall-like structures; said notches of said wall-like structure are formed alternately

or offset in the plurality of dashed rows so that said seal material does not flow directly into said display area (col. 5, lines 18-23).

wherein (Figs. 2 and 7)

- positions of the notches of the plural dashed rows in said wall-like structure are determined based on a position of a wiring formed either on said first substrate or on said second substrate (Fig. 7).
- a column-like structure for keeping the gap between said first and second substrates constant is provided, and a shape of said wall-like structure is determined based on a state of said column-like structure in regard to claim 4.

However, Colgan et al. fail to disclose a liquid crystal display device with the wall-like structure (a raised ledge 53) formed to a height lower than that of the gap formed between said first substrate and said second substrate.

Haven teaches (Figs. 2 and 6) a liquid crystal display device, wherein said wall-like structure (a raised ledge 53) is formed to a height lower than that of the gap formed between said first substrate and said second substrate for reducing the meniscus of the liquid crystal material.

Therefore, it would have been obvious to one having ordinary skill in the art at the time the invention was made to further modify a liquid crystal display device as

Colgan et al. disclosed with the wall-like structure formed to a height lower than that of

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the gap formed between said first substrate and said second substrate for reducing the meniscus of the liquid crystal material.

2. Claims 10 and 11 are rejected under 35 U.S.C. 103(a) as being unpatentable over Colgan et al. (US5831710A).

Colgan et al. teach (Figs. 2-7) the liquid crystal display device comprising the steps of

- applying resin onto a first substrate, and patterning said resin to form a frame-shaped wall-like structure surrounding a display electrode; said wall like structure takes a frame-shaped structure composed of a plurality of rows, each row showing a dashed line shape have predetermined notches 25 (Figs. 2 and 7) in staggered offset relationship to each other such that the notches in one row of said plural wall-like structures are always offset relative to the notches in another row of said wall-like structures along the lengths of said well-like structure so as to inhibit flow of said seal member therethrough toward said liquid crystal;
- arranging a second substrate so as, to face said first substrate on which said seal member is applied,
- pressing said second substrates to each other by said seal material as prior art disclosed in Fig. 1 (col. 3, lines 15-17);
- injecting a liquid crystal into a gap between said first and second substrates,

which are adhered to each other. This is well known prior art.

wherein a column like structure for regulating a size of the gap between said first and second substrates is formed together with said wall-like structure by patterning according to claim 11;

However, Colgan et al. (US5831710A) fail to disclose (a) wall like structure is formed by applying photosensitive resin onto said first substrate, performing a UV exposure for the resin using a photomask, and curing the resin; (b) an alignment film is applied after the formation of said wall-like structure and then said seal member is applied outside said wall-like structure.

it is well-known art that said wall like structure is formed by applying photosensitive resin onto said first substrate, performing a UV exposure for the resin using a photomask to pattern the wall-like structure, and curing the resin to harden the resin. it is also well-known art that an alignment film is applied after the formation of said wall-like structure for regulating orientation the liquid crystal molecules.

Therefore, it would have been obvious to one having ordinary skill in the art at the time the invention was made to further modify a liquid crystal display device as Colgan et al. disclosed with (a) wall like structure formed by applying photosensitive resin onto said first substrate, performing a UV exposure for the resin using a photomask to pattern the wall-like structure, and curing the resin to harden the resin (claim 13); an alignment film applied after the formation of said wall-like structure for regulating orientation the liquid crystal molecules (claim 14).

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Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to HOAN C. NGUYEN whose telephone number is (703) 306-0472. The examiner can normally be reached on MONDAY-THURSDAY:8:00AM-4:30PM.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0530.

HOAN C. NGUYEN
Examiner
Art Unit 2871

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August 18, 2003


TOANTON
PRIMARY EXAMINER